EXHIBIT "A"

Dockets.Justia.com

IN THE CIRCUIT COURT OF MARYLAND
FOR MONTGOMERY COUNTY

Stelor Productions, LLC,
Plaintiff,
vs.

Lindsey Miller
Defendant

Case No: #272024-V

NOTICE OF TAKING VIDEO TAPED DEPOSITION

PLEASE TAKE NOTICE that the undersigned counsel for Plaintiff will take the following deposition:

NAME	DATE & TIME	LOCATION
Lindsey Miller	December 19, 2006 10:00 A.M.	Law Offices of Stephen H. Sturgeon 6701 Democracy Blvd., Suite 300 Bethesda, Maryland

The deposition will be upon oral examination before Barkley Court Reporters or another officer authorized by law to take depositions in the State of Maryland. The oral examinations will continue from day to day until completed, and are being taken for purposes of discovery, for use at trial, or for such other purposes as are permitted under the Rules of Court.

By: [signature]

Counsel for Plaintiff, Stelor Productions LLC
S. Sturgeon, Jr., Esquire
11116 Hurdle Hill Drive, Potomac, Md 20854-2526
(301) 913-9291 (phone) (202) 478-0786 (fax)

CERTIFICATE OF SERVICE

I certify that on December 1, 2006 copies of this Notice were filed with the Clerk of the Court and duly served by U.S. Mail and by fax on:

Michael Worsham, Esquire
1916 Cosner Road
Forest Hill, Md 21050
Counsel for Lindsey Miller

By: [signature]

Counsel for Plaintiff, Stelor Productions LLC
S. Sturgeon, Jr., Esquire

EXHIBIT "B"

Kevin C. Kaplan

From: Kevin C. Kaplan
Sent: Monday, December 11, 2006 10:57 AM
To: 'Michael C Worsham, Esq.'
Subject: Notice of Taking Deposition of Lindsey Miller 12-1-06.pdf
Attachments: Notices of depos for Maryland Actions.pdf; Notice of Taking Deposition of Lindsey Miller 12-1-06.pdf

Michael,

As you know, we have re-noticed the deposition of Ms. Miller for December 19, 2006, pursuant to the Maryland District Court's Order. Please confirm whether or not there are responsive documents, and if so, we would like to arrange to obtain them this week, in advance of the deposition. In addition, as you know, deposition notices have been served in the Maryland state court actions for Ms. Miller, as well as for Messrs. Sagan, Eisenberg and your brother, Paul Worsham.

I will be travelling from Miami to conduct all of the depositions, beginning on the 19th. Accordingly, I write to confirm that the depositions are proceeding, and ask that you please advise me immediately if you believe there are any issues related to my taking of these depositions as scheduled next week. A complete set of the notices is also attached for your reference.

Kevin

****

Kevin C. Kaplan, Esq.
Burlington, Schwiep,
Kaplan & Blonsky, PA
2699 S. Bayshore Drive, Penthouse
Miami, Florida 33133
Tel: (305) 858-2900
Fax: (305) 858-5261
kkaplan@bskblaw.com

****

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 05-80387 CIV RYSKAMP/VITUNIC

STEVEN A. SILVERS, an individual,

Plaintiff,

v.

GOOGLE INC., a Delaware corporation,

Defendant.

______________________________________/

GOOGLE INC., a Delaware corporation,

Counterclaimant,

v.

STEVEN A. SILVERS, an individual;
STELOR PRODUCTIONS, INC., a Delaware
Corporation; STELOR PRODUCTIONS, LLC, a
Delaware limited liability company,

Counterdefendants.

______________________________________/

NOTICE OF TAKING VIDEO TAPED DEPOSITION

PLEASE TAKE NOTICE that, pursuant to the Subpoena issued September 22, 2006 and the Order dated November 29, 2006 of the District of Maryland compelling the witness to comply with the subpoena, the undersigned counsel for Defendant will take the following deposition:

NAME	DATE & TIME	LOCATION
Lindsey Miller	December 19, 2006 10:00 a.m.	Law Offices of Stephen H. Sturgeon 6701 Democracy Blvd., Suite 300 Bethesda, Maryland

The deposition will be upon oral examination before Barkley Court Reporters or another officer authorized by law to take depositions in the State of Florida. The oral examinations will continue from day to day until completed, and are being taken for purposes of discovery, for use at trial, or for such other purposes as are permitted under the Rules of Court.

Respectfully submitted,

s/Kevin C. Kaplan - Florida Bar No. 933848
David J. Zack - Florida Bar No. 641685
Email: kkaplan@bskblaw.com
dzack@bskblaw.com
BURLINGTON, SCHWIEP, KAPLAN & BLONSKY, P.A.
Office in the Grove, Penthouse A
2699 South Bayshore Drive
Miami, Florida 33133
Tel: 305-858-2900
Fax: 305-858-5261
Counsel for STELOR PRODUCTIONS, LLC and STEVEN ESRIG

CERTIFICATE OF SERVICE

I hereby certify that on December 1, 2006, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or pro se parties identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

s/Kevin C. Kaplan

BURLINGTON · SCHWIEP · KAPLAN & BLONSKY, P.A.

OFFICE IN THE GROVE PENTHOUSE 2699 SOUTH BAYSHORE DRIVE MIAMI, FLORIDA 33133
T: 305.858.2900 F: 305.858.5261
EMAIL: INFO@BSKBLAW.COM WWW.BSKBLAW.COM

SERVICE LIST

STEVEN A. SILVERS, Plaintiff, v. GOOGLE INC.
CASE NO. 05-80387 CIV RYSKAMP/VITUNAC
UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF FLORIDA

Robert H. Cooper, Esq. robert@rcooperpa.com ROBERT COOPER, P.A. Concorde Centre II, Suite 704 2999 N.E. 191 Street Aventura, Florida 33180 Tel: 305-792-4343 Fax: 305-792-0200 *Attorney for Plaintiff Steven A. Silvers* Method of Service: CM/ECF	Ramsey Al-Salam, Esq. William C. Rava, Esq. PERKINS COIE LLP Suite 4800 1201 Third Avenue Seattle, Washington 98101-3099 Tel: 206-359-8000 Fax: 206-359-9000 *Attorneys for Defendant Google Inc.* Method of Service: U.S. Mail
Johanna Calabria, Esq. PERKINS COIE LLP Suite 2400 Four Embarcadero Center San Francisco, CA 94111 Tel: 415-344-7050 Fax: 415-344-7124 E-mail: jcalabria@perkinscoie.com *Attorneys for Defendant Google Inc.* Method of Service: U.S. Mail	Jan Douglas Atlas, Esq. jatlas@adorno.com ADORNO & YOSS LLP Suite 1700 350 East Las Olas Boulevard Fort Lauderdale, Florida 33301 Tel: 954-763-1200 Fax. 954-766-7800 Attorneys for Defendant Google Inc. Method of Service: CM/ECF

EXHIBIT "C"

Kevin C. Kaplan

From: Kevin C. Kaplan
Sent: Tuesday, December 12, 2006 9:40 AM
To: 'Michael C Worsham, Esq.'
Subject: FW: Notice of Taking Deposition of Lindsey Miller 12-1-06.pdf
Attachments: Notices of depos for Maryland Actions.pdf; Notice of Taking Deposition of Lindsey Miller 12-1-06.pdf

Michael,

Please confirm your receipt of my email of yesterday (which is included below). Again, if you believe there are any issues related to my taking of the depositions as noticed next week, please advise me immediately in writing. Thanks.

****

Kevin C. Kaplan, Esq.
Burlington, Schwiep,
Kaplan & Blonsky, PA
2699 S. Bayshore Drive, Penthouse
Miami, Florida 33133
Tel: (305) 858-2900
Fax: (305) 858-5261
kkaplan@bskblaw.com

****

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From: Kevin C. Kaplan
Sent: Monday, December 11, 2006 10:57 AM
To: 'Michael C Worsham, Esq.'
Subject: Notice of Taking Deposition of Lindsey Miller 12-1-06.pdf

Michael,

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Kevin

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Kevin C. Kaplan, Esq.
Burlington, Schwiep,
Kaplan & Blonsky, PA
2699 S. Bayshore Drive, Penthouse
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 05-80387 CIV RYSKAMP/VITUNIC

STEVEN A. SILVERS, an individual,

Plaintiff,

v.

GOOGLE INC., a Delaware corporation,

Defendant.

______________________________/

GOOGLE INC., a Delaware corporation,

Counterclaimant,

v.

STEVEN A. SILVERS, an individual;
STELOR PRODUCTIONS, INC., a Delaware
Corporation; STELOR PRODUCTIONS, LLC, a
Delaware limited liability company,

Counterdefendants.

______________________________/

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Respectfully submitted,

s/Kevin C. Kaplan - Florida Bar No. 933848
David J. Zack - Florida Bar No. 641685
Email: kkaplan@bskblaw.com
dzack@bskblaw.com
BURLINGTON, SCHWIEP, KAPLAN & BLONSKY, P.A.
Office in the Grove, Penthouse A
2699 South Bayshore Drive
Miami, Florida 33133
Tel: 305-858-2900
Fax: 305-858-5261
Counsel for STELOR PRODUCTIONS, LLC and STEVEN ESRIG

CERTIFICATE OF SERVICE

I hereby certify that on December 1, 2006, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or pro se parties identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

s/Kevin C. Kaplan

BURLINGTON · SCHWIEP · KAPLAN & BLONSKY, P.A.
OFFICE IN THE GROVE PENTHOUSE 2699 SOUTH BAYSHORE DRIVE MIAMI, FLORIDA 33133
T: 305.858.2900 F: 305.858.5261
EMAIL: INFO@BSKBLAW.COM WWW.BSKBLAW.COM

SERVICE LIST

STEVEN A. SILVERS, Plaintiff, v. GOOGLE INC.
CASE NO. 05-80387 CIV RYSKAMP/VITUNAC
UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF FLORIDA

Robert H. Cooper, Esq. robert@rcooperpa.com ROBERT COOPER, P.A. Concorde Centre II, Suite 704 2999 N.E. 191 Street Aventura, Florida 33180 Tel: 305-792-4343 Fax: 305-792-0200 *Attorney for Plaintiff Steven A. Silvers* Method of Service: CM/ECF	Ramsey Al-Salam, Esq. William C. Rava, Esq. PERKINS COIE LLP Suite 4800 1201 Third Avenue Seattle, Washington 98101-3099 Tel: 206-359-8000 Fax: 206-359-9000 *Attorneys for Defendant Google Inc.* Method of Service: U.S. Mail
Johanna Calabria, Esq. PERKINS COIE LLP Suite 2400 Four Embarcadero Center San Francisco, CA 94111 Tel: 415-344-7050 Fax: 415-344-7124 E-mail: jcalabria@perkinscoie.com *Attorneys for Defendant Google Inc.* Method of Service: U.S. Mail	Jan Douglas Atlas, Esq. jatlas@adorno.com ADORNO & YOSS LLP Suite 1700 350 East Las Olas Boulevard Fort Lauderdale, Florida 33301 Tel: 954-763-1200 Fax. 954-766-7800 Attorneys for Defendant Google Inc. Method of Service: CM/ECF

EXHIBIT "D"

Kevin C. Kaplan

From: Kevin C. Kaplan
Sent: Tuesday, December 12, 2006 6:22 PM
To: 'Michael C Worsham, Esq.'
Subject: Stelor

Michael,

In addition to my prior emails, I have called your office several times today. I left a voice mail this morning, but this afternoon received what sounded like a fax tone. Please repond to my emails, or call. I want to confirm next week's depositions, which have now been noticed for nearly two weeks. As I have advised, I will be traveling form Miami to Maryland to take the depositions, and will be incurring associated travel costs. Your clients need to appear!

Kevin

****

Kevin C. Kaplan, Esq.
Burlington, Schwiep,
Kaplan & Blonsky, PA
2699 S. Bayshore Drive, Penthouse
Miami, Florida 33133
Tel: (305) 858-2900
Fax: (305) 858-5261
kkaplan@bskblaw.com

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EXHIBIT "E"

Kevin C. Kaplan

From: Michael C Worsham, Esq. [michael@worshamlaw.com]
Sent: Wednesday, December 13, 2006 11:48 AM
To: Kevin C. Kaplan
Cc: michael@worshamlaw.com; robert@rcooperpa.com
Subject: Lindsey Miller and in FL federal case

Mr. Kaplan

I have been out most of the last two days, and received email and voice mail messages from you.

Your notice of deposition of Lindsey Miller for Dec. 19 was served on me for the first time this week, and I only received it Monday evening, and mailed it to Ms. Miller Tuesday Dec. 12, so she is only just receiving a copy of this Notice by today (Wes) at the earliest. I will confer with her after she receives it. Until then I can not say anything further, other than you may not want to make any travel plans to Maryland for her deposition next week. I request that if you feel it necessary to communicate with me further regarding Ms. Miller, to do so in writing.

I am only aware of your admission pro hac vice in the federal case in Maryland, in which your motion indicated you are not admitted to the Maryland bar. Several motions were filed this week in the state cases in which you are not an attorney of record. I am not aware of Steven Sturgeon having withdrawn his appearance from any cases in which I have been involved and these motions were mailed to him.

Michael C. Worsham, Esq.
(410) 557-6192
1916 Cosner Road
Forest Hill, MD 21050
michael <at> worshamlaw.com

This communication may be and ofter is privileged or confidential. The sending of the message does not create an attorney-client privilege.

EXHIBIT "F"

Kevin C. Kaplan

From: Kevin C. Kaplan
Sent: Wednesday, December 13, 2006 4:10 PM
To: 'Michael C Worsham, Esq.'
Subject: RE: Lindsey Miller and in FL federal case

Thank you for responding to my multiple emails.

First, let me address Ms. Miller's deposition in the federal court action. As you know, our subpoena has now been enforced by Court order, and Ms. Miller is required to produce the requested documents and appear for deposition. You have been advised by notice that we intend to proceed as directed by the Court's order. You indicate that you mailed the notice to Ms. Miller. I would expect that you would also contact her by telephone, and presumably by email to advise her of the date, and also to advise her of her obligation to appear. If you want to discuss some reasonable alternative date, just contact me. In the meantime, however, the deposition will proceed as noticed. If you or the witness do not intend to appear, please advise me immediately in writing. Please be advised, though, that absent court order, or some agreement about an alternative date, we intend to proceed.

Second, please do me the courtesy of providing me by fax or email with copies of the motions you say were filed in the state court actions.

Third, I am unclear on your position as to whether or not the witnesses will be appearing for those depositions. Will they or won't they? Please give me a definitive answer.

I look forward to your prompt response.

****
Kevin C. Kaplan, Esq.
Burlington, Schwiep,
Kaplan & Blonsky, PA
2699 S. Bayshore Drive, Penthouse
Miami, Florida 33133
Tel: (305) 858-2900
Fax: (305) 858-5261
kkaplan@bskblaw.com

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-----Original Message-----
From: Michael C Worsham, Esq. [mailto:michael@worshamlaw.com]
Sent: Wednesday, December 13, 2006 11:48 AM
To: Kevin C. Kaplan
Cc: michael@worshamlaw.com; robert@rcooperpa.com
Subject: Lindsey Miller and in FL federal case

Mr. Kaplan

I have been out most of the last two days, and received email and voice mail messages from you.

Your notice of deposition of Lindsey Miller for Dec. 19 was served on me for the first time this week, and I only received it Monday evening, and mailed it to Ms. Miller Tuesday Dec. 12, so she is only just receiving a copy of this Notice by today (Wes) at the earliest. I will confer with her after she receives it. Until then I can not say anything further, other than you may not want to make any travel plans to Maryland for her deposition next week. I request that if you feel it necessary to communicate with me further regarding Ms. Miller, to do so in writing.

I am only aware of your admission pro hac vice in the federal case in Maryland, in which your motion indicated you are not admitted to the Maryland bar. Several motions were filed this week in the state cases in which you are not an attorney of record. I am not aware of Steven Sturgeon having withdrawn his appearance from any cases in which I have been involved and these motions were mailed to him.

Michael C. Worsham, Esq.
(410) 557-6192
1916 Cosner Road
Forest Hill, MD 21050
michael <at> worshamlaw.com

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EXHIBIT "G"

Kevin C. Kaplan

From: Michael C Worsham, Esq. [michael@worshamlaw.com]
Sent: Thursday, December 14, 2006 12:47 PM
To: Kevin C. Kaplan
Cc: Michael C Worsham, Esq.; jcalabria@perkinscoie.com; michael@worshamlaw.com; robert@rcooperpa.com
Subject: Re: Lindsey Miller and in FL federal case

Mr. Kaplan

I have just now been able to reach Ms. Miller. She has been and currently is out of the state of Maryland until this weekend. She has thus not yet received the deposition Notice that was only served this Monday Dec. 11, 2006. The only Court Order I am aware of required Ms. Miller to be deposed within 10 days of November 29, 2006. December 19, 2006 is well outside this deadline. I have also been advised that Mr. Cooper has several cases scheduled for the morning of Dec. 19, 2006. Thus I presume you will not be attempting to depose Ms. Miller, and again suggest you not plan on deposing Ms. Miller on Dec. 19, 2006.

I am leaving for the airport in about an hour and will be focusing on another major case until I return on Monday Dec. 18, and do not expect to be communicating further on this during that time.

Michael C. Worsham, Esq.
(410) 557-6192
1916 Cosner Road
Forest Hill, MD 21050
michael <at> worshamlaw.com

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> Please respond to my email of yesterday, which is repeated below.
>
> **
> Kevin C. Kaplan, Esq.
> Burlington, Schwiep,
>   Kaplan & Blonsky, PA
> 2699 S. Bayshore Drive, Penthouse
> Miami, Florida 33133
> Tel: (305) 858-2900
> Fax: (305) 858-5261
> kkaplan@bskblaw.com
>
> **
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>
>
> -----Original Message-----
> From: Kevin C. Kaplan
> Sent: Wednesday, December 13, 2006 4:10 PM
> To: 'Michael C Worsham, Esq.'
> Subject: RE: Lindsey Miller and in FL federal case
>
> Thank you for responding to my multiple emails.
>
> First, let me address Ms. Miller's deposition in the federal court

> action. As you know, our subpoena has now been enforced by Court
> order, and Ms. Miller is required to produce the requested documents
> and appear for deposition. You have been advised by notice that we
> intend to proceed as directed by the Court's order. You indicate that
> you mailed the notice to Ms. Miller. I would expect that you would
> also contact her by telephone, and presumably by email to advise her
> of the date, and also to advise her of her obligation to appear. If
> you want to discuss some reasonable alternative date, just contact me.
> In the meantime, however, the deposition will proceed as noticed. If
> you or the witness do not intend to appear, please advise me immediately in writing.
> Please be advised, though, that absent court order, or some agreement
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> copies of the motions you say were filed in the state court actions.
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> Third, I am unclear on your position as to whether or not the
> witnesses will be appearing for those depositions. Will they or won't they?
> Please give me a definitive answer.
>
> I look forward to your prompt response.
>
> ***
> Kevin C. Kaplan, Esq.
> Burlington, Schwiep,
>   Kaplan & Blonsky, PA
> 2699 S. Bayshore Drive, Penthouse
> Miami, Florida 33133
> Tel: (305) 858-2900
> Fax: (305) 858-5261
> kkaplan@bskblaw.com
>
> ***
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> -----Original Message-----
> From: Michael C Worsham, Esq. [mailto:michael@worshamlaw.com]
> Sent: Wednesday, December 13, 2006 11:48 AM
> To: Kevin C. Kaplan
> Cc: michael@worshamlaw.com; robert@rcooperpa.com
> Subject: Lindsey Miller and in FL federal case
>
> Mr. Kaplan
>
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> voice mail messages from you.
>
> Your notice of deposition of Lindsey Miller for Dec. 19 was served on
> me for the first time this week, and I only received it Monday
> evening, and mailed it to Ms. Miller Tuesday Dec. 12, so she is only
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> have been involved and these motions were mailed to him.
>
> Michael C. Worsham, Esq.
> (410) 557-6192
> 1916 Cosner Road
> Forest Hill, MD 21050
> michael <at> worshamlaw.com
>
> This communication may be and ofter is privileged or confidential.
> The sending of the message does not create an attorney-client privilege.
>
>

EXHIBIT "H"

Kevin C. Kaplan

From: Kevin C. Kaplan
Sent: Thursday, December 14, 2006 7:08 PM
To: 'Michael C Worsham, Esq.'
Subject: RE: Lindsey Miller and in FL federal case

Michael,

Your email is evasive and non-responsive. Please provide me with written confirmation by noon tomorrow that Ms. Miller will be appearing for her deposition as noticed on December 19, 2006. Absent my receipt of that confirmation, we will have no choice but to seek appropriate relief from the Maryland District Court.

Kevin

****
Kevin C. Kaplan, Esq.
Burlington, Schwiep,
Kaplan & Blonsky, PA
2699 S. Bayshore Drive, Penthouse
Miami, Florida 33133
Tel: (305) 858-2900
Fax: (305) 858-5261
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Cc: Michael C Worsham, Esq.; jcalabria@perkinscoie.com; michael@worshamlaw.com; robert@rcooperpa.com
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Mr. Kaplan

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michael <at> worshamlaw.com

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> Please respond to my email of yesterday, which is repeated below.
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> Burlington, Schwiep,
> Kaplan & Blonsky, PA
> 2699 S. Bayshore Drive, Penthouse
> Miami, Florida 33133
> Tel: (305) 858-2900
> Fax: (305) 858-5261
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> Blonsky, PA, which may be confidential or privileged. The information
> is intended to be for the use of the individual or entity named above.
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>
>
> -----Original Message-----
> From: Kevin C. Kaplan
> Sent: Wednesday, December 13, 2006 4:10 PM
> To: 'Michael C Worsham, Esq.'
> Subject: RE: Lindsey Miller and in FL federal case
>
> Thank you for responding to my multiple emails.
>
> First, let me address Ms. Miller's deposition in the federal court
> action. As you know, our subpoena has now been enforced by Court
> order, and Ms. Miller is required to produce the requested documents
> and appear for deposition. You have been advised by notice that we
> intend to proceed as directed by the Court's order. You indicate that
> you mailed the notice to Ms. Miller. I would expect that you would
> also contact her by telephone, and presumably by email to advise her
> of the date, and also to advise her of her obligation to appear. If
> you want to discuss some reasonable alternative date, just contact me.
> In the meantime, however, the deposition will proceed as noticed. If
> you or the witness do not intend to appear, please advise me immediately in writing.
> Please be advised, though, that absent court order, or some agreement
> about an alternative date, we intend to proceed.
>
> Second, please do me the courtesy of providing me by fax or email with
> copies of the motions you say were filed in the state court actions.
>
> Third, I am unclear on your position as to whether or not the
> witnesses will be appearing for those depositions. Will they or won't they?
> Please give me a definitive answer.
>
> I look forward to your prompt response.
>
> **
> Kevin C. Kaplan, Esq.
> Burlington, Schwiep,
> Kaplan & Blonsky, PA
> 2699 S. Bayshore Drive, Penthouse
> Miami, Florida 33133
> Tel: (305) 858-2900
> Fax: (305) 858-5261
> kkaplan@bskblaw.com
>
> **

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>
>
> -----Original Message-----
> From: Michael C Worsham, Esq. [mailto:michael@worshamlaw.com]
> Sent: Wednesday, December 13, 2006 11:48 AM
> To: Kevin C. Kaplan
> Cc: michael@worshamlaw.com; robert@rcooperpa.com
> Subject: Lindsey Miller and in FL federal case
>
> Mr. Kaplan
>
> I have been out most of the last two days, and received email and
> voice mail messages from you.
>
> Your notice of deposition of Lindsey Miller for Dec. 19 was served on
> me for the first time this week, and I only received it Monday
> evening, and mailed it to Ms. Miller Tuesday Dec. 12, so she is only
> just receiving a copy of this Notice by today (Wes) at the earliest.
> I will confer with her after she receives it. Until then I can not
> say anything further, other than you may not want to make any travel
> plans to Maryland for her deposition next week. I request that if you
> feel it necessary to communicate with me further regarding Ms. Miller, to do so in
writing.
>
> I am only aware of your admission pro hac vice in the federal case in
> Maryland, in which your motion indicated you are not admitted to the
> Maryland bar. Several motions were filed this week in the state cases
> in
> which you are not an attorney of record. I am not aware of Steven
> Sturgeon having withdrawn his appearance from any cases in which I
> have been involved and these motions were mailed to him.
>
> Michael C. Worsham, Esq.
> (410) 557-6192
> 1916 Cosner Road
> Forest Hill, MD 21050
> michael <at> worshamlaw.com
>
> This communication may be and ofter is privileged or confidential.
> The sending of the message does not create an attorney-client privilege.
>
>

EXHIBIT "I"

Kevin C. Kaplan

From: Kevin C. Kaplan
Sent: Friday, December 15, 2006 10:03 AM
To: 'Michael C Worsham, Esq.'
Subject: Lindsey Miller

Michael,

As one last effort to resolve in good faith any issues related to the deposition of Ms. Miller pursuant to subpoena and court order, we remain willing to coordinate a reasonable alternative date with you if December 19th poses a problem. To do so, however, you need to provide the proposed alternative date (s) and confirm that Ms. Miller will appear at that time. We await your response, but again, if we do not hear from you today, we will have no choice but to address the issue with the court.

Kevin

****
Kevin C. Kaplan, Esq.
Burlington, Schwiep,
Kaplan & Blonsky, PA
2699 S. Bayshore Drive, Penthouse
Miami, Florida 33133
Tel: (305) 858-2900
Fax: (305) 858-5261
kkaplan@bskblaw.com

****

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EXHIBIT “J”

rom: Kevin C. Kaplan
ent: Wednesday, November 29, 2006 5:26 PM
o: 'Robert Cooper'
ubject: RE: Miller Maryland Order.pdf

ert,

was the depo noticed pursuant to subpoena in our Florida case, which Judge Ryskamp ordered we could take, but which then did ur because the witness filed a motion for protective order. As you may recall, Miller is represented by Michael Worsham, the brothe ers' buddy Paul Worsham (who submitted an affidavit in our Florida case).

****
in C. Kaplan, Esq.
ington, Schwiep,
aplan & Blonsky, PA
9 S. Bayshore Drive, Penthouse
mi, Florida 33133
(305) 858-2900
: (305) 858-5261
plan@bskblaw.com

****

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---

m: Robert Cooper [mailto:robert@rcooperpa.com]
t: Wednesday, November 29, 2006 5:29 PM
Kevin C. Kaplan
ject: RE: Miller Maryland Order.pdf

o in what case?

---

om: Kevin C. Kaplan [mailto:kkaplan@bskblaw.com]
ent: Wednesday, November 29, 2006 4:14 PM
: Robert Cooper
ubject: Miller Maryland Order.pdf

obert,

e Maryland District Court issued an order today denying Lindsey Miller's motion for protective order, and ordering her to comply wit elor's pending subpoena duces tecum within 10 days. Accordingly, we now plan to proceed with Ms. Miller's deposition in Marylanc end to notice it for December 12, 2006. Please confirm your availability for that date.

evin

****
evin C. Kaplan, Esq.
rlington, Schwiep,
Kaplan & Blonsky, PA
99 S. Bayshore Drive, Penthouse
ami, Florida 33133
l: (305) 858-2900
x: (305) 858-5261
aplan@bskblaw.com

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rom: Robert Cooper [robert@RCooperPA.com]

ent: Monday, December 04, 2006 1:12 PM

o: Kevin C. Kaplan

ubject: Stelor

en is the deposition? My client and I will be attending telephonically. Please what number I will need l in on?

ert Cooper

ert H. Cooper P.A.
9 NE 191 Street Suite 704
ntura, Fl. 33180
5) 792-4343 direct ext.
5) 792-0200 fax
ert@rcooperpa.com

rom: Robert Cooper [robert@RCooperPA.com]

ent: Tuesday, December 12, 2006 1:33 PM

o: Kevin C. Kaplan

c: gewrue@hotmail.com

ill be attending the Dec 19th deposition telephonically. Please advise what phone number I can call in

so have a conflict with the time. I have hearing set for that morning. I may be available at 10:00 am bu am running late, we may need to start a few minutes late.

vait your response.

ert Cooper

ert H. Cooper P.A.
9 NE 191 Street Suite 704
ntura, Fl. 33180
5) 792-4343 direct ext.
5) 792-0200 fax
ert@rcooperpa.com